



DEPARTMENT OF THE NAVY  
CRANE DIVISION  
NAVAL SURFACE WARFARE CENTER  
300 HIGHWAY 361  
CRANE INDIANA 47522-5001

IN REPLY REFER TO:

5720

00L/20F06.3

January 10, 2020

SENT VIA EMAIL

Mr. Andrew C. Hyden  
5700 East Valley View Drive  
Lexington, IN 47138

SUBJECT: FREEDOM ON INFORMATION ACT CASE DON-NAVY-2020-002484

Dear Mr. Hyden:

This is in final response to your 04 December 2019 FOIA request in which you requested the release of "the EEO complaint and settlement agreement entered @ NSWC Crane between the following parties: Secretary of the Navy and Ms. Nicole Stanton."

A thorough search of NSWC Crane's files was conducted, specifically those located in the Equal Employment Opportunity Office (EEO). Knowledgeable personnel who oversee and specialize in EEO Records conducted an extensive search of their files and determined there were two (2) responsive records.

In regards to the record, we have reviewed the documentation and determined that the records requested must be withheld in their entirety under 5 U.S.C 552(b)(6).

In accordance with Exemption 6 [5 U.S.C 552(b)(6)], the disclosure of information which would cause a clearly unwarrantable invasion of privacy of an individual is protected from disclosure. In reviewing documentation for release, the Agency is required to: (1) determine whether the disclosure of the document would constitute an invasion of privacy, (2) assess if there is a public interest, and (3) weigh the privacy interest against the public interest.

In order to be releasable the documents must be in the public interest. To be in the public interest the record must contain information that sheds light on an agency's performance of its statutory duties. In this case, the Agency has determined that this matter is entirely under a privacy interest identifiable to

a specific individual and their interaction with management. Therefore there is no overarching public interest in releasing the details of this matter.

I am the official responsible for the denial of your request. Because the requested records have been denied, you may consider this an adverse determination that may be appealed in writing. If you disagree with the determination, you may appeal the matter to:

Department of Navy  
Office of General Counsel  
Attn: FOIA Appeals  
1000 Navy Pentagon, Room 5A532  
Washington, DC 20350-1000

Your appeal must be postmarked no later than 90-calendar days from the date of this letter and should include a copy of your initial request, a copy of this letter, and a statement indicating why you believe your appeal should be granted. We recommend that your appeal and its envelope both bear the notation "Freedom of Information Act Appeal." In addition, you have the right to seek assistance and/or dispute resolution services from the Department of the Navy FOIA Public Liaison, Mr. Christopher Julka, at [Christopher.a.julka@navy.mil](mailto:Christopher.a.julka@navy.mil) or (703)697-0031. You may also contact the Office of Government Information Services (OGIS) for assistance and/or dispute resolution at [ogis@nara.gov](mailto:ogis@nara.gov) or 1-(877)684-6448. For more information, online, about services provided by OGIS, please visit their website at <https://ogis.archives.gov>.

Fees for processing your request have been waived in this instance. Please be advised that you may be charged for future requests here at Naval Surface Warfare Center, Crane.

If you have any questions concerning this letter, you may contact Sara Gibson at (812) 854-5297 or by email at [sara.gibson@navy.mil](mailto:sara.gibson@navy.mil).

Sincerely,



SARA A. Gibson  
By direction